

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
NORTHEASTERN DIVISION**

NUCLEAR DEVELOPMENT, LLC,	§	
	§	
Plaintiff,	§	
	§	CIVIL ACTION CASE NUMBER:
vs.	§	
	§	5:18-cv-01983-LCB
TENNESSEE VALLEY AUTHORITY,	§	
	§	<b>UNOPPOSED</b>
Defendant.	§	

**PLAINTIFF’S UNOPPOSED MOTION TO WITHDRAW  
FUNDS FROM COURT REGISTRY**

Plaintiff Nuclear Development, LLC (“ND”) moves the Court to enter an Order permitting ND to withdraw the total remaining balance of funds deposited in the Court’s registry in accordance with Fed. R. Civ. P. 67(b) and 28 U.S.C. § 2042.

Upon the granting of this motion, ND shall submit a W-9 form to the Financial Section of the Clerk’s Office in Birmingham, Alabama. The funds from the Court’s registry shall be remitted to:

Nuclear Development, LLC  
Attn: Gloria Thurman  
1425 South Moore Road  
Suite A  
Chattanooga, TN 37412

Counsel for Defendant Tennessee Valley Authority (“TVA”) has advised that it does not oppose this motion.

Respectfully submitted on this 4<sup>th</sup> day of October, 2022.

/s/ Caine O'Rear III

CAINE O'REAR III (OREAC6985)

J. CRAIG CAMPBELL (CAMPJ7981)

HAND ARENDALL HARRISON SALE LLC

P. O. Box 123

Mobile, AL 36601

(251) 432-5511

Fax: (251) 694-6375

[corear@handfirm.com](mailto:corear@handfirm.com)

[ccampbell@handfirm.com](mailto:ccampbell@handfirm.com)

E. SHANE BLACK (BLACE7644)

HAND ARENDALL HARRISON SALE LLC

102 S. Jefferson Street

Athens, AL 35611

(256) 232-0202

[sblack@handfirm.com](mailto:sblack@handfirm.com)

**ATTORNEYS FOR PLAINTIFF**

**CERTIFICATE OF SERVICE**

I do hereby certify that, on October 4, 2022, I filed the foregoing pleading with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Matthew H. Lembke, Esq.

[mlembke@bradley.com](mailto:mlembke@bradley.com)

David D. Ayliffe, Esq.

[ddayliffe@tva.gov](mailto:ddayliffe@tva.gov)

/s/ Caine O'Rear III